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**From:** Clark, Jacqueline [clark.jacqueline@epa.gov]  
**Sent:** 12/16/2016 5:27:42 PM  
**To:** Kelley, Jeff [kelley.jeff@epa.gov]  
**CC:** Duchovnay, Andrew [Duchovnay.Andrew@epa.gov]; D'Andrea, Michael [DANDREA.MICHAEL@EPA.GOV]; schaffer, joan [schaffer.joan@epa.gov]; Kelley, Jeff [kelley.jeff@epa.gov]; Rowan, Anne [rowan.anne@epa.gov]; Ng, Brian [Ng.Brian@epa.gov]; Davies, Lynne [Davies.Lynne@epa.gov]; Wilson, Jennifer [wilson.jenniferA@epa.gov]; Collins, Charlie [collins.charlie@epa.gov]; Reinhart, Roger [Reinhart.Roger@epa.gov]; Peaceman, Karen [peaceman.karen@epa.gov]  
**Subject:** RE: Questions re: Press for Potential SDWA 1431 Order on Consent  
**Attachments:** R5 DuPont PFOA briefing paper May 2016.docx; DuPont Background Information v2.docx; DuPontorder09 press release 3-9-09 with comments.doc; PFOA-NR-FINAL.wpd; Draft interim desk statement.doc; DuPont Order Fact Sheet 3-9-09 with edits.doc; Final Fact Sheet11-20.doc

PRIVILEGED COMMUNICATION

Hi Jeff – attached are two documents that provide some background info. We'll need to get you more info, but this should provide a start. [REDACTED] **Ex. 5 AC/DP** [REDACTED] R3 had the lead on communications for the 2002, 2006, and 2009 Orders. I am also attaching the press info for the prior orders. Please note that under the terms of this anticipated order on consent, [REDACTED] **Ex. 5 AC/DP** [REDACTED] I'm also cc'ing others so they receive the same info. Thanks-Jacque

Jacqueline Clark

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**From:** Kelley, Jeff  
**Sent:** Friday, December 16, 2016 11:03 AM  
**To:** Clark, Jacqueline <[clark.jacqueline@epa.gov](mailto:clark.jacqueline@epa.gov)>  
**Subject:** FW: Questions re: Press for Potential SDWA 1431 Order on Consent

Jacque, do you have any backgrounder or briefing document on this case that can help us get up to speed?

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*Jeff Kelley*  
*Director, Office of External Communications*  
*U.S. EPA Region 5*  
*ph: 312-353-1159*

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**From:** Ng, Brian  
**Sent:** Friday, December 16, 2016 10:20 AM  
**To:** Davies, Lynne <[Davies.Lynne@epa.gov](mailto:Davies.Lynne@epa.gov)>

**Cc:** Clark, Jacqueline <[clark.jacqueline@epa.gov](mailto:clark.jacqueline@epa.gov)>; Duchovnay, Andrew <[Duchovnay.Andrew@epa.gov](mailto:Duchovnay.Andrew@epa.gov)>; D'Andrea, Michael <[DANDREA.MICHAEL@EPA.GOV](mailto:DANDREA.MICHAEL@EPA.GOV)>; schaffer, joan <[schaffer.joan@epa.gov](mailto:schaffer.joan@epa.gov)>; Kelley, Jeff <[kelley.jeff@epa.gov](mailto:kelley.jeff@epa.gov)>; Rowan, Anne <[rowan.anne@epa.gov](mailto:rowan.anne@epa.gov)>

**Subject:** Re: Questions re: Press for Potential SDWA 1431 Order on Consent

Hi Lynne,

John has been leading this effort so I haven't been involved. Has Cynthia been briefed on this? Do you have a briefing memo or some other case summary with the proposed settlement terms? Did you and John talk about doing a national press release vs. regional? Does the case team think the outcome is such that it would warrant a national press release?

In addition to Q/As, we'll need a press release and a web information sheet. Attached are a press release template and a web sheet template that we use for all national press releases. Please complete these as soon as possible given that this may be finalized before Dec. 25th. If this turns out to be a national press release then we would draft the press release.

I've copied the press folks in R3 and R5 for their input.

Thanks,  
Brian

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**From:** Davies, Lynne

**Sent:** Friday, December 16, 2016 10:26 AM

**To:** Ng, Brian

**Cc:** Clark, Jacqueline; Duchovnay, Andrew

**Subject:** Questions re: Press for Potential SDWA 1431 Order on Consent

Hi Brian,

We may have an order on consent under Section 1431 of the Safe Drinking Water Act with Respondents DuPont and Chemours finalized before December 25<sup>th</sup>. This order will be signed by both Regions 3 and 5, and OECA has a concurrence role. John had previously emailed us these starter questions, but we will need to loop in Region 3 and Region 5 press folks. Is this something you can help us with since John is out of the office? In addition to the starter questions, what other press content should we be working on?

I'm cc'ing our assistant regional counsels, Jacquie Clark and Andy Duchovnay.

Many thanks!  
Lynne

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**From:** Davies, Lynne

**Sent:** Friday, December 16, 2016 10:08 AM

**To:** Senn, John <[Senn.John@epa.gov](mailto:Senn.John@epa.gov)>

**Cc:** Clark, Jacqueline <[clark.jacqueline@epa.gov](mailto:clark.jacqueline@epa.gov)>; Duchovnay, Andrew <[Duchovnay.Andrew@epa.gov](mailto:Duchovnay.Andrew@epa.gov)>

**Subject:** RE: Starter Qs

Hi John — it looks like we may have an agreement on consent soon (before the 25<sup>th</sup>, possibly). Since this is moving quickly, should we start looping in Region 3 and 5 press folks? I'm not sure where the content will be published — HQ, R3 or R5's website?

Many thanks,  
Lynne

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**From:** Senn, John  
**Sent:** Thursday, October 13, 2016 5:21 PM  
**To:** Davies, Lynne <[Davies.Lynne@epa.gov](mailto:Davies.Lynne@epa.gov)>  
**Subject:** Starter Qs

Hey Lynne—here are some questions to start thinking about.

## **Ex. 5 Deliberative Process (DP)**

### **Ex. 5 Deliberative Process (DP)**

# **Ex. 5 Deliberative Process (DP)**

Thanks,  
John

John Senn  
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